

**Amendments to the Specification:**

Please replace the title which appears at page 1 line 1 with the following new title:

**OPTICAL DISK DRIVING APPARATUS CAPABLE OF DETECTING  
OVERLAPPED DISC INSERTION**

Please replace the paragraph which appears at page 3 lines 23-29 with the following amended paragraph:

The judgment is firstly made ~~by the judging means 304~~ as the optical disc "A" is moved to the position "A2" based on results produced by the first to third optical sensors 360 and 362. The conveying means 306 is operated to perform the conveyance of the optical disc in such a manner that the optical disc "A" partially passed through the loading slot of the housing 301 is moved in the loading direction 13 along the disc path while being held in contact with a surface of a roller member 365 of the conveying means 306.

Please replace the paragraph which appears at page 3 line 30 through page 4 line 4 with the following amended paragraph:

When the optical disc "A" is further moved in the loading direction 13 along the disc path (see FIG. 47), the lights projected by the light sources 360b to 362b of the first to third optical sensors 360 to 362 are intercepted by the outer peripheral portion of the optical disc "A" further moved in the loading direction 13 along the disc path without being received by the light receivers 360a to 362a of the first to third optical sensors 360 to 362. The second signals "Hi" indicative of the second operational state of the light receivers 360a to 362a of the first to third optical sensors 360 to 362 are respectively produced by the first to third optical sensors 360 to 362. The judgment is made ~~by the judging means 304~~ as the optical disc "A" is moved to the position "A3" based on results produced by the first to third optical sensors 360 to 362.

Please replace the paragraph which appears at page 4 lines 21-26 with the following amended paragraph:

The judgment is firstly made ~~by the judging means 304~~ as the optical disc "A" is partially inserted into the loading slot of the housing 301 based on results produced by the first to third optical sensors 360 and 362. The conveying means 306 is operated to perform the conveyance of the optical disc in such a manner that the optical disc "A" partially inserted into the loading slot of the housing 301 is moved in the loading direction 13 along the disc path.

Please replace the paragraph which appears at page 5 lines 3-14 with the following amended paragraph:

The judgment is firstly made ~~by the judging means 304~~ whether or not one optical disc "A" or two optical discs "A and B" are inserted into the loading slot of the housing 301 based on results produced by the first to third optical sensors 360 and 362. The conveying means 306 is operated to perform the conveyance of the optical disc in such a manner that the optical disc "A" partially inserted into the loading slot of the housing 301 is moved in the loading direction 13 along the disc path. If the judgment is made ~~by the judging means 304~~ as the optical discs "A and B" are inserted into the loading slot of the housing 301 based on results produced by the first to third optical sensors 360 and 362, the conveying means 306 is operated to perform the conveyance of the optical disc in such a manner that the optical discs "A and B" partially overlapped with each other are move out of the loading direction 13 along the disc path.

Please add the following new paragraph on page 24 after line 35:

Fig. 49 is a fragmental cross sectional view along the line D-D of Fig. 45.